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06 UNITED STATES DISTRICT COURT
07 WESTERN DISTRICT OF WASHINGTON
08 AT SEATTLE

09 UNITED STATES OF AMERICA,) CASE NO. CR07-378-MJP
10)
11 Plaintiff,)
12)
13 v.) DETENTION ORDER
14)
15 DEAN WALTER LOVE,)
16)
17 Defendant.)
18)
19)

20 Offense charged: Possession of Marijuana with Intent to Distribute

21 Date of Detention Hearing: November 13, 2007

22 The Court, having conducted a detention hearing pursuant to 18 U.S.C. § 3142(f), and
23 based upon the factual findings and statement of reasons for detention hereafter set forth, finds
24 that no condition or combination of conditions which defendant can meet will reasonably assure
25 the appearance of defendant as required and the safety of other persons and the community.

26 **FINDINGS OF FACT AND STATEMENT OF REASONS FOR DETENTION**

27 1. Defendant has been charged with a drug offense, the maximum penalty of which
28 is in excess of ten years. There is therefore a rebuttable presumption against defendant as to both

01 dangerousness and flight risk, under 18 U.S.C. §3142(e).

02 2. Defendant is a citizen of Australia, with landed immigrant status in Canada. An
03 immigration detainer has been lodged. Defendant has no known ties to this District.

04 3. Defendant is not employed and has a somewhat transient lifestyle. He is alleged
05 to have a history of substance abuse. He does not contest detention.

06 4. Taken as a whole, the record does not effectively rebut the presumption that no
07 condition or combination of conditions will reasonably assure the appearance of the defendant as
08 required and the safety of the community.

09 It is therefore ORDERED:

10 (1) Defendant shall be detained pending trial and committed to the custody of the
11 Attorney General for confinement in a correction facility separate, to the extent
12 practicable, from persons awaiting or serving sentences or being held in custody
13 pending appeal;

14 (2) Defendant shall be afforded reasonable opportunity for private consultation with
15 counsel;

16 (3) On order of a court of the United States or on request of an attorney for the
17 Government, the person in charge of the corrections facility in which defendant is
18 confined shall deliver the defendant to a United States Marshal for the purpose of
19 an appearance in connection with a court proceeding; and

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01 (4) The clerk shall direct copies of this Order to counsel for the United States, to
02 counsel for the defendant, to the United States Marshal, and to the United States
03 Pretrial Services Officer.

04 DATED this 13th day of November, 2007.

05 
06 Mary Alice Theiler
07 United States Magistrate Judge